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PROTEST AND CAVEAT OF SIR JAMES WRIGHT
AGAINST GOVERNOR THOMAS BOONE, OF
SOUTH CAROLINA

In connection with the statement in a foregoing article on the attempt made by Governor Thomas Boone to take, in the name of South Carolina, certain lands lying south of the Altamaha river, the following extracts from the Georgia Gazette, bearing on the subject, are thought to be of sufficient interest to warrant the printing of them in this place.

From The Georgia Gazette.
Savannah, April 21, 1763.

The following Protest and Caveat, with the Attestation of the Honourable Grey Elliott, Esq., is ordered to be published in this Gazette by his Excellency, the Governor:

GEORGIA.

To Thomas Boone, Esquire, his Majesty's Captain-General and Governor-in-Chief in and over the Province of South Carolina, and to all others to whom these Presents shall come or may concern.

THE PROTESTATION and CAVEAT of JAMES WRIGHT, Esquire, his Majesty's Captain-General and Governor-in-Chief, in and over the Province of Georgia against any warrants being issued, or attempts made, to survey the lands to the southward of the river Altamaha, by pretence or color of any right or authority from or under the said Thomas Boone, as Governor of South Carolina, or from or under the said Thomas Boone, and his Majesty's Council in that Province; and against any grant or grants being passed or signed by the said Thomas Boone, for any of the lands aforesaid, to any person or persons whatsoever, until his Majesty's royal will and pleasure be known concerning the same.

WHEREAS, his late Most Gracious Majesty, by letter from one of his principal Secretaries of State, dated the 10th day of June, 1758, was pleased to signify his commands to the

Governor of the Province of Georgia, that he should immediately give orders, in his Majesty's name, to the inhabitants of a certain settlement to the southward of the river Altamaha, made without his Majesty's license or authority, and called by themselves New Hanover, to remove immediately from thence, and that the said Governor should take all due care that no settlements whatever be made without leave of his Majesty, or by his authority; in the execution of which orders the Governor of Georgia was directed to act in concert with the Governor of Carolina, who had received his Majesty's commands to the same purpose; and although the reasons which possibly induced his Majesty not to suffer his subjects to settle the aforesaid lands, may now be thought not to subsist, because his Catholic Majesty, by the 19th preliminary article of peace, cedes to our Most Gracious Sovereign all that Spain possesses on the continent of North America, to the east or to the southeast of the river Mississippi, yet, as the ratification of the definitive treaty of peace between Great Britain and Spain, if it has taken effect, is not notified, it would be premature in any of his Majesty's Governors to proceed as though it actually was notified; and, from the state and light in which those lands have been for some years past considered by his Majesty, to attempt to intermeddle therein, until his Majesty's royal will and pleasure be known, and his commands signified thereon, it is conceived would be highly improper, and contrary to his Majesty's intention.

Therefore, for preservation of the rights and claims of the Province of Georgia, in and to the premises aforementioned, against any extraordinary or injurious attempts of the said Governor and Council of South Carolina, for the reasons hereinbefore given, and many others transmitted to Great Britain to be laid before his Majesty, I the said JAMES WRIGHT, as Governor of the Province of Georgia aforesaid, do protest against all or any attempts whatsoever to survey any lands to the southward of the aforesaid river Altamaha, by pretence or color of any authority from or under the Governor or the Governor and Council of South Carolina;

and do, by these presents, enter a caveat against any grant or grants being passed or signed by the Governor of South Carolina, for any of the lands aforesaid, to any person or persons whatsoever, until his Majesty's royal will and pleasure shall be known concerning the same, and, in most full and solemn manner, that have already, or may hereafter be had or done by the said Governor and Council, in or about the disposal of the lands aforesaid, as expressly contrary to his Majesty's royal intention, and null and void.

And that no person or persons may plead ignorance of this protestation and caveat, I do request and demand, that it be entered in the book of caveats against grants, usually kept in the Secretary's Office in the Province of South Carolina.

In testimony whereof, I have hereunto set my hand and seal, at Savannah in Georgia, the 30th day of March, in the year of our Lord 1763.

JAMES WRIGHT.

By his Excellency's command.

JOHN TALLEY, Deputy-Secretary.

Savannah in Georgia.

I, Grey Elliott, Esquire, a member of his Majesty's Council for the Province of Georgia, do hereby declare and certify, that on Tuesday the fifth day of this instant April, about the hour of nine in the forenoon, at the request and by the direction of his Excellency James Wright, Esquire, Governor of Georgia, I did exhibit and tender to his Excellency Thomas Boone, Esquire, in Charles Town, the original of which the before written is an exact copy; and that he absolutely refused to accept, receive or peruse the same; that on my telling him I should enter it in a proper manner, he replied, the Secretary's Office was open to every body; and that I did immediately after carry the same to the Secretary's Office, and tendered it to the Secretary's clerk, who told me it should be recorded in the afternoon; that, about four o'clock in the after

noon, Thomas Scottowe, Esquire, Secretary of the Province of South Carolina, did return me the same, telling me he was directed by the Governor and Council, or in Council, to declare to me, that the same should not be received or entered in his office. Given under my hand and seal, at Savannah, the 20th day of April, in the year of our Lord 1763.

GREY ELLIOTT

Savannah, August 25, 1763.

We can with pleasure and certainty assure our readers, that the late proceedings in our neighboring province, with respect to the southern lands, have been disapproved of at home, and are considered as highly injurious to the purposes of the crown. In consequence whereof, we hear directions are sent to his Excellency Thomas Boone, Esq., Governor of South Carolina, by the Friendship, Capt. Ball, to desist from granting any of the lands to the southward of the Altamaha, and from any pretention of authority over them. The vigilance and abilities of our agent, William Knox, Esq., which have, on this and every other provincial concern, been exerted for the interests of this colony, reflect the greatest honor upon that Gentleman.